

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE INDIANA

JILL L. TREAT, CODY W. TREAT)
and TIFFANY L. JOHNSON,)

Plaintiffs,)

vs.)

TOM KELLEY BUICK PONTIAC GMC,)
INC., d/b/a KELLEY SUPERSTORE,)
KELLEYAUTOMOTIVE GROUP, INC.,)
and DANIEL HENDERSON,)

Defendants.)

Case No. 1:08-cv-0173-WCL-RBC

**KELLEY DEFENDANTS' MOTION TO STRIKE EVIDENTIARY SUBMISSIONS OF
PLAINTIFF JILL TREAT SUBMITTED IN OPPOSITION TO KELLEY
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Defendants Tom Kelley Buick Pontiac GMC, Inc. ("TKBPG") and Kelley Automotive Group, Inc. (together, "Kelley Defendants"), by counsel, respectfully move the Court for an order striking evidentiary submissions of Plaintiff Jill Treat submitted in opposition to Kelley Defendants' Motion for Summary Judgment for the reason that Plaintiff Treat failed to comport with Federal Rule of Civil Procedure 56.

A brief in support of this Motion is filed herewith.

Respectfully submitted,

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s/ Bonnie L. Martin

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and Kelley Automotive Group, Inc.

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been filed electronically, this 4th day of February, 2010. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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